

**From:** [Cheng, Mary \(EOIR\)](#)  
**To:** [Bartolomei, Jr. Rico \(EOIR\)](#); [Daugherty, Daniel J. \(EOIR\)](#); [Dillow, Eric \(EOIR\)](#); [Doolittle, John \(EOIR\)](#); [Feldman, Irene \(EOIR\)](#); [Grim, James \(EOIR\)](#); [Hoogasian, Amy C. \(EOIR\)](#); [Johnson-Papillo, Carrie C. \(EOIR\)](#); [Jones, David M. \(EOIR\)](#); [Kaufman, Matthew W. \(EOIR\)](#); [Lampley-Fortson, Joy \(EOIR\)](#); [Laurent, Scott \(EOIR\)](#); [Luis, Lisa \(EOIR\)](#); [Mart, H. Kevin \(EOIR\)](#); [Martin, Clay N. \(EOIR\)](#); [McCarthy III, James F. \(EOIR\)](#); [McNulty, Sheila \(EOIR\)](#); [Montante, Philip \(EOIR\)](#); [Owen, Sirce E. \(EOIR\)](#); [Paul, Nancy J. \(EOIR\)](#); [Rooyani, Rodin \(EOIR\)](#); [Sanchez, Jose A. \(EOIR\)](#); [Scala, Theresa M. \(EOIR\)](#); [Sukkar, Elisa \(EOIR\)](#); [Weil, Jack \(EOIR\)](#); [Weiss, Daniel H \(EOIR\)](#); [Wood, Ryan R. \(EOIR\)](#)  
**Cc:** [Maggard, Print \(EOIR\)](#); [Santoro, Christopher A \(EOIR\)](#); [Cheng, Mary \(EOIR\)](#)  
**Subject:** RE: status docket \*\*\*HOT\*\*\*  
**Date:** Monday, July 29, 2019 2:51:24 PM  
**Attachments:** [image001.png](#)  
**Importance:** High

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Judges,

As per OOD a status case is defined as follows:

A status case is (1) one in which an ***immigration judge is required to continue the case pursuant to binding authority*** in order to await the adjudication of an application or petition by U.S. Citizenship and Immigration Services, (2) one in which the immigration judge is required to reserve a decision rather than completing the case pursuant to law or policy, or (3) one which is subject to a deadline established by a federal court order. Therefore, every case that is continued by an IJ does not warrant being placed on the SD.

For example, the 2<sup>nd</sup> Circuit and 9<sup>th</sup> Circuit have issued binding case law on the issue of holding proceedings in abeyance if a respondent has an approved visa petition and is merely awaiting the availability of a visa number from DOS. Those types of cases would be appropriate for the SD. On the other hand, not every visa petition filed with DHS will automatically be placed on the SD.

Please inform your judges the definition of a status case. If the matter is not appropriate for the SD, it should be reset to another master. We will discuss this further the week of August 12<sup>th</sup> as we will need to carve out additional master resets for the judges and also address the 21,000 cases currently on the SD. Please let me know if you have any questions. Thank you.

Mary Cheng  
Deputy Chief Immigration Judge



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**Sent:** Monday, July 29, 2019 10:18 AM

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**Subject:** status docket \*\*\*HOT\*\*\*

**Importance:** High

Judges,

Please immediately cease using the attached Status Docket form. I will have more information to share shortly.

Mary Cheng

**Deputy Chief Immigration Judge**

